

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : David Szymanski

TITLE : WOOD CUTTING SAW CHAIN AND
REPLACEMENT CUTTING
MEMBERS

APPLICATION NO. : 10/780,323

FILED : 02/17/2004

CONFIRMATION NO. : 1107

EXAMINER : Clark F. Dexter

ART UNIT : 3724

LAST OFFICE ACTION : September 10, 2010

ATTORNEY DOCKET NO. : INDI 200002US01
Cleveland, OH 44114
December 10, 2010

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

☐ Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences

from the last decision of the Examiner mailed .

☒ Applicant hereby requests reinstatement of the previously filed appeal, mailed August 6, 2008 pursuant to 37 C.F.R. §41.31 and appeals from the last decision of the Examiner mailed **February 6, 2008**, rejecting claims 1-3, 5-10, 12-16, 18-20, 23, and 24.

The items checked below are appropriate.

1. **STATUS OF APPLICANT**

☒ Applicant(s) claim(s) small entity status. See 37 C.F.R. §1.27. Therefore, the fee is reduced by half, and the resulting fee is listed below.

2. **FEES ASSOCIATED WITH FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

<input type="checkbox"/> Large entity:	\$540
<input type="checkbox"/> Small entity:	\$270
<input checked="" type="checkbox"/> Amount previously paid:	\$255 (if reinstating previous appeal)

Total Notice of Appeal fee: \$0

3. **TOTAL FEES DUE**

Total notice of appeal fee: \$0

Extension of time fee: \$0

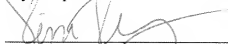
TOTAL AMOUNT DUE: \$0.00

4. **METHOD OF PAYMENT**

☒ No fees are believed to be due. If, however, there are fees due, the Commissioner is hereby authorized to charge any fees that may be required to Deposit Account No. 06-0308.

Respectfully submitted,

Fay Sharpe LLP



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Kimberly A. Textoris, Reg. No. 64,954
The Halle Building, 5th Floor
1228 Euclid Avenue
Cleveland, Ohio 44115-1843
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December 10, 2010

Date

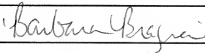
CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being

- ☒ transmitted to the USPTO by electronic transmission via EFS-Web on the date indicated below.
- ☐ deposited with the United States Postal Service as First Class Mail, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.:

Signature:



Date: December 10, 2010

Name: Barbara Brazier